



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION 2
290 BROADWAY
NEW YORK, NY 10007-1866

FEB - 2 2007

Magalie R. Salas, Secretary
Federal Energy Regulatory Commission
888 First St. NE, Room 1A
Washington, DC 20426

Reference: FERC Project No. 2216-066

Dear Ms. Salas:

The Environmental Protection Agency (EPA) has reviewed the final environmental impact statement (FEIS) for the relicensing of the Niagara Project (CEQ #20060544), located on the Niagara River in Niagara County, New York. This review was conducted in accordance with Section 309 of the Clean Air Act, as amended (42 U.S.C. 7609, PL 91-604 12(a), 84 Stat.1709), and the National Environmental Policy Act (NEPA).

Project Description:

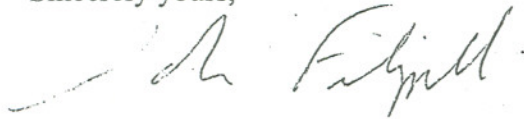
The FEIS was prepared by the Federal Energy Regulatory Commission (FERC) in response to the Power Authority of New York (Power-Authority) filing an application for a new license for the 2,755 megawatts (MW) Niagara Project. Diverting water from the Niagara River 2.6 miles upstream of Niagara Falls and releasing it back to the River about 5 miles downstream of the Falls, the project includes the 240 MW Lewiston Pumped Storage Plant and the 2,515 MW Robert Moses Niagara Power Plant. Located in an international waterway, it is subject to the jurisdiction of the International Joint Commission pursuant to the 1909 Boundary Waters Treaty, and operates in accordance with the 1950 Niagara River Water Diversion Treaty, both between the United States and Canada.

Comments:

The FEIS addresses EPA's concern regarding the cumulative impact to water levels in the Chippawa-Grass Island Pool and upriver once the Ontario Power Generation's Niagara Tunnel Project is completed.

Thank you for the opportunity to review the FEIS for the project. If you have any questions concerning EPA's comments, please contact Lingard Knutson at (212) 637-3747.

Sincerely yours,

A handwritten signature in dark ink, appearing to read "John Filippelli". The signature is fluid and cursive, with a long horizontal stroke extending to the left.

John Filippelli, Chief
Strategic Planning Multi-Media Programs Branch

Enclosure